IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD
(Special Original Jurisdiction)
THURSDAY, THE TWENTY FOURTH DAY OF JUNE
TWO THOUSAND AND FOUR
PRESENT
THE HON'BLE SRI DEVINDER GUPTA,THE CHIEF JUSTICE
WRIT PETITION NO : 19961 of 1994

Between:

Mirza Sajjad Ali Baig S/o.late Mirza Sardar Ali Bagi
H.No.3-6-869 Himayathnagar,
Hyderabad

..... PETITIONER

AND

1 The Municipal Corporation of Hyderabad rep.by its Commissioner
Tank Bund Road, Hyderabad
2 The Dy.Commissioner (Town Planning Section)
MCH Circle No.4 Khairathabad, Hyderabad
3 State of Andhra Pradesh rep.by its Secretary
Municipal Administration Secretariat, Hyderabad

.....RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a writ of mandamus to the respondents (1) declaring section 636 of the Hyderabad Municipal Corporation Act as *ultra vires* of the Article 14 of the Constitution of India; and (2) to declare the notice S.No.86 Book No.25 (Circle No.4) issued by the respondent No.2 as illegal, and unenforceable in law.

Advocate for the Petitioner: MR.C.P.SASTRY (not present)

Advocate for the Respondent Nos.1 and 2: Sri G.Rama Rao, S.C. for Municipal Corporation of Hyderabad

Advocate for respondent no.3: G.P. for Municipal Administration.

The Court made the following :

O R D E R :

None for the petitioner.

The Writ petition is dismissed.

24.06.2004

CC to:

1) The Commissioner, Municipal Corporation of Hyderabad, Tank Bund Road, Hyderabad.

2)The Deputy Commissioner(Town Planning Section), Municipal Corporation of Hyderabad Circle No.4, Khairatabad, Hyderabad.

3)The Secretary, Municipal Administration, Secretariat,Hyderabad

4) Two CD copies.

DRK\TVR